SUMMARY

OF WORK DONE IN CONNECTION WITH

RESETTLEMENT OF REFUGEES ON LAND

IN THE PUNJAB

PART XIV

(1st January to 30th June 1955)

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PREFACE

This booklet is Part XIV of the series of "Summaries" published by the Resettlement (Land) Department after every six months. This Part speaks of the progress made in the Punjab by the Resettlement Staff in the field and the work done by the Central Record Room at the Provincial Headquarters during the half year ended the 30th June 1955. It also contains summary and copies of important circular letters issued to local officers during this period in connection with the implementation of the Rehabilitation Resettlement Scheme. These half-yearly summaries are published by the Department in order to provide the local officers with a collection of important circulars issued and the consolidated progress made by the Department during the half year under report in connection with the resettlement of refugees on evacuee agricultural land.

LAHORE :

Dated 15*th September* 1955

INAYAT ULLAH,

Deputy Secretary to Government, Punjab, Resettlement and Colonies Department.

XIV

Summary of the work done and important orders issued by the Resettlement (Land) Department, Punjab, during the period from the 1st January 1955 to the 30th June 1955.

CHAPTER I

IMPORTANT ORDERS AND INSTRUCTIONS ISSUED TO IMPLEMENT THE REHABILITATION RESETTLEMENT SCHEME.

1. It was noticed that in spite of the instructions already issued the widows and orphans were not being treated as allottees for the purposes of allotment of land under the Rehabilitation Resettlement Scheme. The local officers were, therefore, once more directed to ensure that these instructions were complied with carefully. On a representation made by the blind and cripples, the Rehabilitation Commissioner (Land) decided that the concession allowed to the widows, unmarried daughters and minors in Punjab Government circular memorandum No. 831-R (L), dated the 5th February 1953, should also be extended to this class of refugees who have not obtained allotments elsewhere so far (Appendix I).

2. It was represented that the provisions of Law relating to limitation were not being strictly observed. The Rehabilitation Commissioner (Land) therefore, directed that the provisions of rules 10 (1), 10 (2), and 10 (3) of the Pakistan (Rehabilitation) Rules, 1950, should be brought to the notice of all appellate courts and adhered to strictly and that the discretion for extending the period of limitation in certain cases provided under section 5 of the Limitation Act, 1908, should be used with due care (Appendix II).

3. At present a local Deputy Rehabilitation Commissioner (Land) is empowered to sanction partition of joint khatas of Muslims and non-Muslims where there is no *hissadari qabza* and to allot the evacuee area to the claimants under the Rehabilitation Resettlement Scheme. It has now been decided to amend clause 15 of Chapter I, Part II of the Rehabilitation Resettlement Scheme so as to make it possible for a Rehabilitation Authority not below the rank of an Additional Revenue Assistant to decide the partition cases. As regards the method of meeting the expenses of the instrument of partition to be prepared by a Rehabilitation Authority, the Custodian, Evacuee Property has now delegated the powers to incur expenditure in connection with the maintenance of evacuee property to the Deputy Rehabilitation Commissioner (Land) subject to the previous approval of Rehabilitation Commissioner (Land) (Appendix III).

4. It was decided that the work connected with the inspection of Jamabandis in the Central Record Room should be wound up. A Press note was, accordingly issued on 19th March 1955, informing the claimants desirous to inspect the jamabandis to submit their applications for the purpose by 31st March 1955, at the latest after which no applications would be entertained (Appendix IV).

5. Government servants are allowed to be treated at par with sitting allottees in the estates where it has been proposed to enforce the principle of rateable distribution. Rehabilitation Commissioner (Land) allowed this concession to be extended to the servants of Local Bodies and other semi-Government institutions mentioned in clause 7 of Chapter I, Part II of the Rehabilitation Resettlement Scheme (Appendix V).

6. *Tabe-marzi* tenants of Nabha, Faridkot and Kapurthala States, who were cultivating the State-owned lands and enjoyed a status corresponding, more or less, to that of occupancy tenants, were declared to be treated as occupancy tenants under section 5 (1) (*a*) of the Punjab Tenancy Act for allotment of land under the Rehabilitation Resettlement Scheme (Appendix VI).

7. It was clarified that for determining the status of widows, unmarried daughters and minors as allottees for the purpose of allotment of land under the Rehabilitation Resettlement Scheme the term "relatives" implied brothers, sisters, uncles, first cousins and guardians in the case of minors (Appendix VII).

8. It was decided that if an appeal or revision was accepted the allottee benefited by such an acceptance should be entitled to get produce from the date of the order. In case, however, where the appeal or revision

was rejected, the allottee should be order considered entitled to get produce from the date of the original order or the order of the appellate authority, as the case may be (Appendix VIII).

9. It was noticed that some refugees who owned land in India were transferring rights in such property by sale, mortgage or gift to their relatives in Pakistan with a view to getting them declared as owners and to enable them to seek allotments in Pakistan. The Rehabilitation Commissioner (Land) has ordered that such transactions should not be recognised (Appendix IX).

10. It came to notice that the non-Muslims who embraced Islam after Partition were still disposing of their landed property as well as their houses and were leaving for India. Attention of local officers was, therefore, again drawn to the instructions contained in Punjab Government memorandum No. 7350-R (L), dated the 19th September 1951 (Appendix X).

11. A Press note was issued warning all those persons, who have got allotments on the basis of interpolated or bogus claims or have got land more than what was actually due to them, to surrender voluntarily such allotments by 1st June 1955, failing which action would be taken under section 7 (*a*) of the West Punjab Refugees (Registration of Land Claims) Act, 1949, in all such cases that come to notice of the Rehabilitation Authorities after the said date (Appendix XI).

12. It was ordered by the Rehabilitation Commissioner (Land) that a person whose name has been mentioned in the *fard taqsim* should be treated as allottee. In case, however, where only the number (and not the names) of the family members was given the status of the person should be ascertained by a local enquiry and if he could not prove that his name was included as a member of an allottee family he should not be treated as an allottee although he might be closely related to the head of the family (Appendix XII).

13. It was decided that the rural allotments made to the claimants in lieu of their urban claims should not be disturbed till further orders. (Appendix XIII).

14. It was brought to Rehabilitation Commissioner's (Land) notice that local officers were not duly complying with the instructions contained in clause 37 of Chapter I, Part II of the Resettlement Scheme. The local officers were directed to follow these instructions and to allow the rights due to the refugee tenants-at-will of the various Indian States mentioned therein, cultivating their holdings for twelve years or more (Appendix XIV).

15. The Rehabilitation Commissioner (Land) directed that the widows and orphans who had recently reached the Punjab after recovery from India should be allowed to register their claims for land in the congested districts provided their near relatives or guardians had already secured allotments there under the Rehabilitation Scheme. Each case of this category will, however, be referred to the Rehabilitation Commissioner (Land) for orders (Appendix XV).

16. The present method of calculating the rent for evacuee agricultural lands as a multiple of land revenue involves considerable labour as the land revenue varies from harvest to harvest in the areas under fluctuating assessment and demand statements have to be prepared afresh at each harvest. To facilitate matters it has now been decided to change this method into that of a fixed cash rent, which should be charged at a fixed rate from Rabi, 1954, onwards. A set of detailed instructions has been issued to the officers concerned (Appendix XVI).

17. The local officers were informed that the question of determining the rights of malguzars for the purposes of allotment of land under the Resettlement Scheme was under consideration. They were directed to treat them as occupancy tenants under section 5 (1) (*a*) of the Punjab Tenancy Act till a decision was arrived at (Appendix XVII).

18. It has been noticed that many refugee claimants have not so far collected their *fardat haqiat* from Patwaris and these are still lying unde-

livered with them. Similarly many claim forms wherein objections have been raised by the Central Record Room are also lying undisposed with the field staff as the refugee claimants are untraceable. The Rehabilitation Commissioner (Land) has, therefore, ordered that lists of all such *fardat haqiat* and claim forms should be prepared and published in the local and provincial newspapers advising the refugees concerned to contact the district revenue authorities within a specified time, after which these *fardat haqiat* or claim forms will be filled according to the estates in which they had been registered or subsequently transferred (Appendix XVIII).

CHAPTER II

Instructions regarding temporary rehabilitation and other allied matters

1. The local officers were directed to report the details of all evacuee houses exceeding Rs. 10,000 in value lying in the rural areas of their district colony by 25th February 1955, at the latest (Appendix XIX).

2. It was decided that the instructions issued in Punjab Government memorandum No. 854-R (L), dated the 5th February 1952, regarding sites for new abadis for residents of submerged villages will also apply to the allotment of evacuee land to those residents of the villages whose abadis were washed away by the floods of 1954 (Appendix XX).

3. It was proposed that uniform cash rent and penalty should be charged from the unauthorised cultivators of the evacuee agricultural land to ensure uniformity of procedure in the province. The Rehabilitation Commissioner (Land) decided that there was no need of fixing uniform cash rent or penalty in such cases. The Deputy Rehabilitation Commissioners should deal with each case on its own merits. The necessary rents and penalties should, however, be fixed strictly in accordance with the provisions of clause (ddd) of subsection 2 of section 8 of the Pakistan Rehabilitation Ordinance, 1948. The Deputy Rehabilitation Commissioners should also see that no evacuee land remains under unauthorised cultivation and such persons are ejected forthwith. The local officers were further directed that the amounts recovered as rent from the unauthorised cultivators should invariably be accounted for in the rent statements and in *dhal bachhes* and credited to the evacuee head of account after making necessary deductions on account of the charges of collection and administration. The amounts recovered as penalty should be credited to the head "XLVI-Miscellaneous—Other Fees, Fines and Forfeitures—Other Items" (Appendix XXI).

4. It was decided that in all cases where orders had been passed by the Rehabilitation Commissioner (Land) for temporary allotments in Urban Areas before 15th August 1954, temporary allotments should not be refused even if the applicants are not eligible for temporary allotments under the latest orders (Appendix XXII).

5. It was decided that the refugee cripples who were the victims of the Partition disturbances in 1947 may also be considered for temporary allotment of evacuee agricultural land for maintenance purposes provided there was nobody to look after them. These temporary allotments should, however, be confined to such evacuee land which is excluded from the Rehabilitation Resttlement Scheme and is available for this purpose (Appendix XXIII).

6. Instructions from the Central Government were circulated to all local officers that persons who were not refugee are not at all entitled to temporary allotment of evacuee property. It was further directed that the existing allottees might not, however, be disturbed but no fresh allotments to locals be made in future (Appendix XXIV).

CHAPTER III

Progress of resettlement operations in the field and at headquarters

The latest statistics received from the local officers reveal that uptil 30th June 1955, 1,106,865 claim forms have been finally settled covering an area of 3,668,889 acres of evacuee agricultural land out

of the total of 1,204,542 registered in the province. The disposal of the claim forms finally settled thus comes to 92 per cent. Besides this a total of 20,321 claim forms have been settled at the preliminary stage. Out of the remaining claim forms pending, disposal 83,933 are those of non-allottees of congested districts, e. g., Multan, Montgomery, Lyallpur and Nili Bar Colony. These non-allottees could not be settled uptil now as no land is available for allotment to them in these districts. These refugees have been repeatedly requested to get their claims transferred to other non-congested areas where land is available, but they continue sticking to the congested areas in the main hope of obtaining land there. The claims of these refugee are, however, now being transferred to non-congested districts like Jhang, Muzaffargarh and Dera Ghazi Khan in accordance with a scheme approved by Government. These refugees can be settled in a very short time provided they co-operate with the Rehabilitation Authorities.

In the Central Record Room 5,356,671 objections have so far been disposed of out of 545,018 received. Similarly the number of claim froms verified uptil now (including duplicates) comes to 1,168,428. In addition to this 169,594 new claim forms registered in the Punjab after 1st May 1951 were also verified by the Central Record Room. The Central Record Room is also verifying the claim forms for evacuee agricultural land registered in other units of West Pakistan, e.g., Sind, Bahawalpur, Baluchistan and North West Frontier Province. The figures given below show the position as i-stood on 30th June 1955:—

Name of Unit	Claims received	Claims verified	Objections received	Objections verified
Bahawalpur	62,865	61,935	6,952	6,542
Sind	29,811	26,225	2,900	2,698
Baluchistan	88	88	..	..
Khairpur	560	555	120	119
Frontier	318	222	..	..

20,382 *tatimma fardat haqiat* of shamlats were also prepared by the Central Record Room and sent to the districts concerned.

In all 20,368 special jamabandis were requisitioned from India, out of which 19,055 were received by 31st December 1954. 38 more jamabandis were received during the half year under report raising the old number of jamabandis received to 19,093. 1,275 jamabandis are still awaited and efforts are being made to obtain them as early as possible. 14,397 jamabandis were requisitioned from India for comparison at the Wagah border. Only 2,374 jamabandis have been received so far which have been compared by a special staff. *Tatimma* jamabandis in respect of the jamabandis received have also been prepared.

APPENDIX I

Memorandum No. 14786-54/170-*R* (L), *dated Lahore, the* 10*th January* 1955

From—Inayat Ullah, Esquire, C. S. P., Additional Rehabilitation Commissioner (Land) and Deputy Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Rehabilitation Settlement Scheme—Distinction between allottees and non-allottees.

I. U. Khan, Esquire, C. S. P., Rehabilitation Commissioner (Land), Punjab.

It has been brought to the notice of the Rehabilitation Commissioner (Land) that the widows and orphans are not being treated as allottees for the purposes of allotment of land under the Rehabilitation Settlement Scheme in spite of the specific instructions contained in paragraph 2 of the Punjab Government circular memorandum No. 831-R (L), dated the 5th February 1953, in accordance with which widows, un-married daughters and minors will be considered as allottees in the village in which their relatives hold allotments. The Rehabilitation Commissioner (Land), therefore, desires that the attention of all concerned should be drawn to the necessity of ensuring careful compliance with these instructions in future.

2. On a representation made by the blind and cripples to treat them as allottees for the purposes of allotment of land under the Rehabilitation Settlement Scheme, the Rehabilitation Commissioner (Land) has decided that the concession allowed in paragraph 2 of the Punjab Government circular memorandum referred to in paragraph 1 above should also be extended to this class of refugees who have not obtained allotments elsewhere so far, provided land is available.

No. 14786-54/171-R(L) *dated Lahore the 10th January 1955*

Copies are forwarded, to all (1) Commissioners of Divisions, (2) Additional Deputy Commissioners, in the Punjab, for (1) information, (2) information and necessary action.

APPENDIX II

Memorandum No. 12028-54/667-*R*(L), *dated Lahore, the* 28*th January* 1955

From—Inayat Ullah, Esquire, C. S. P., Additional Rehabilitation Commissioner (Land) and Deputy Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, ili Bar Colony, Pakpattan, (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Rehabilitation Settlement of Refugees on Land-observance of the Rule of Limitation.

I. U. Khan, Esquire, C. S. P., Rehabilitation Commissioner (Land), Punjab.

Under the provisions of Rule 10 (1) of the Pakistan (Rehabilitation) Rules, 1950, an appeal under subsection (1) of section 13 of the Pakistan Rehabilitation Ordinance, 1948, shall be presented within 15 days of the date of the order appealed against. Similarly, under rule 10 (2) of the Pakistan (Rehabilitation) Rules, 1950, an application for revision under section 13 A of the Pakistan Rehabilitation Ordinance, 1948, shall be made within 15 days of the order sought to be revised. Under rule 10 (3) of the Pakistan (Rehabilitation) Rules, 1950, the provisions of sections 4, 5 and 12 of the Limitation Act, 1908 or the like provisions of any other enactment relating

to limitation for the time being in force in the area in which the appeal or application is presented, shall apply in computing any period prescribed in this rule.

2. It has been represented to the Rehabilitation Commissioner (Land) that the above provisions of Law are not being strictly observed with the result that the rehabilitation operations are being prolonged unnecessarily. The Rehabilitation Commissioner (Land) has, therefore, directed that the above provisions of law relating to limitation should be brought to the notice of all the appellate courts and adhered to strictly. The discretion for extending the period of limitation in certin cases, provided under section 5 of the Limitation Act, 1908, should be used with due care.

3. These instructions should be brought to the notice of all concerned for careful guidance and strict compliance.

No. 12028-54/667-A-*R*(L)

Copies are forwarded to all, (1) Commissioners of Divisions, (2) Additional Deputy Commissioners, in the Punjab, for (1) information, (2) information and guidance.

APPENDIX III

Memoradum No. 118-54/3255-R(*L*), *dated Lahore, the* 12*th March* 1955.

From—S. A. Latif, Esquire, P.C.S., Deputy Rehabilitation Commissioner (Land) and Under-Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Rehabilitation Settlement of Refugees on land-partition of joint khatas thereunder.

Reference—Punjab Government circular memo. No.5975-R(L), dated the 28th July 1951.

I. U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

In accordance with the instructions contained in the Punjab Government circular memorandum under reference and clause 15 of the Charter I, Part II of the Resettlement Scheme, a local Deputy Rehabilitation Commissioner (Land) is empowered to sanction partition of joint khatas of Muslim and non-Muslims where there is no *hisadari qabza* and to allot the evacuee area to the claimants under the Rehabilitation Settlement Scheme. In this connection the following two points have arisen:—

(*i*) Whether the Tahsildars or Additional Tahsildars who are exercising the powers of Assistant Collector 1st Grade in ordinary partition cases and are also *ex-officio* Assistant Rehabilitation Commissioners can sanction the mode of partition and the partition proceedings in cases in which joint khatas of Muslims and non-Muslims are involved.

(*ii*) How the expenses of instruments of partition, which is to be prepared by the Rehabilitation Authority in accordance with the instructions contained in paragraph 4 of clause 15 referred to above, are to be met.

2. With regard to point (*i*) necessary action is being taken to amend clause 15 of Chapter I, Part II, of the printed Resettlement Scheme so as to make it possible for a Rehabilitation Authority (Assistant Rehabilitation Commissioner (Land) not below the rank of an Additional Revenue Assistant) to decide the partition cases.

3. As regards point (*ii*), it is pointed out that the custodian, Evacuee Property has retained the powers under section 20(2) (*i*) of the Pakistan (Administration of Evacuee Property) Ordinance, 1949, so far as the legal proceedings and expenditure incidental thereto are concerned,—*vide* paragraph I of the Custodian's delegation orders dated the 22nd April 1950, copy endorsed to all the Deputy Rehabilitation Commissioners (Land) with his

endorsement No. CEP/XIII/B4(1)-307, dated the 25th April 1950. The Custodian, Evacuee Proptrey has, however, delegated the powers to incur expenditure in connection with the maintenance of evacuee agricultural property to the Deputy Rehabilitation Commissioners (Land) subject to the approval of the Rehabilitation Commissioner (Land) ,—*vide* paragraph 3 of the delegation orders mentioned above. The expenses of instruments of partitions, should, therefore, be met under these provisions but the previous approval of the Rehabilitation Commissioner (Land) should be obtained before incurring such expenditure and the cost debited to evacuee account maintained by the Custodian.

To the Deputy Commissioner, Multan. This disposes of his memorandum No. 7429-S, dated 29th December 1953.

No. 118-54/3256-*R.(L), dated Lahore, the 12th March* 1955

A copy, is forwarded to —

(1) all the Commissioners of Divisions in the Punjab, with reference to Punjab Government endorsement No. 5976-R(L), dated the 28th July 1951, for information.

(2) all the Additional Deputy Commissioners in the Punjab, for information and guidance.

No. 118-54/3257-*R(L), dated Lahore, the 12th March* 1955

A copy is forwarded, for information, to the Custodian, Evacuee Property, Punjab,Lahore, with reference to the correspondence resting with his communication noted in the margin. **U.O.No.CEP/XIII B-4(1)/19, dated the 4th January 1955.**

APPENDIX IV

PRESS NOTE

In continuation of the Press Note, dated the 14th July 1954,it is further notified for the information and guidance of all concerned that it has now been decided to wind up as early as possible the work of inspection of *Jamabandis* in the Central Record Room. All the refugee claimants desirous of satisfying themselves regarding the verification of their claims by inspecting the *Jamabandis* is are, therefore, advised to put in their applications for the inspection of their relevant *jmabandis* either in the Central Record Room, Financial Commissioners' Office, Lahore, or in the office of Deputy Commissioner/Additional Deputy Commissioner/Colonization of their own district/colony, before the 31st March 1955, after which no application will be entertained.

No. 2135-55/3619-*R(L), dated Lahore, the 19th March 1955*

A copy is forwarded to the Director, Public Relations, Punjab, Lahore, for favour of wide publicity, in continuation of Punjab Government endorsement No. 9158-54/6630-R (L),dated the 14th July 1954.

No. 2335-55/3620-*R(L), dated Lahore, the 19th March* 1955

Copies are forwarded to —

(1) all Deputy Commissioners and Additional Deputy Commissioners in the Punjab ;

(2) Thal Development Officer, Mianwali ;

(3) Colonization Officer, Nili Bar Colony, Pakpattan ;

(4) Assistant Colonization Officer, Haveli Project, Multan; for information and necessary action in continuation of Punjab Government Endorsment No. 9158-54/6631-R(L), dated the 14th July 1954.

A copy is forwarded to all Commissioners of Divisions in the Punjab, for information, in continuation of the Punjab Government endorsement, No. 9158-54/6632-R(L), dated the 14t h July 1954.

No. 2335-55/3621-*R(L), dated Lahore the* 19*th March* 1955

A COPY is forwarded to the Officer on Special Duty (Central Record Room), Lahore, for information and necessary action , in continuation of the Punjab Government endorsement No.9158-54/6633-R(L), dated the 14th July 1954.

APPENDIX V

Memorandum No. 939-55/3754-*R(L), dated Lahore, the 24th March* 1955

From—S. M. Q. Rizavi, Esquire, C.S.P., Additional Rehabilitation Commissioner (Land), and Resettlement & Colonies Secretary to the Financial Commissioners, Punjab.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, (4) Assistant Colonisation Officer, Haveli Project, Multan.

Subject—Rehabilitation Settlement Scheme-Allottment of land thereunder-Treatment of Government servants as sitting allottees.

Reference—In continuation of this office circular memorandum No. 8009-R(L), dated the 6th November 1953.

I. U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

IN amplification of the instructions contained in this office circular memorandum under reference, Rehabilitation Commissioner(Land) is pleased to observe that the concession allowed to Government servants therein will also apply to servants of Local Bodies and other *semi*-Government institutions mentioned in clause 7 of Chapter I, Part II of the Rehabilitation Settlement scheme.

No. 938-55/3755-*R(L), dated Lahore, the 24th March* 1955

A COPY is forwared to all (1) Commissioners of Divisions, (2) Additional Deputy Commissioners in the Punjab, for (1) information, (2) information and guidance, in continuation of this office endorsement No. 8010-R(L), dated the 6th November 1953.

APPENDIX VI

TOP PERIORITY

Memorandum No. 3053-55/3560-*R(L), dated Lahore, the 9th April, 1955*

From—Rai Sher Muhammad Bhatti, P.C.S., Additional Rehabilitation Commissioner (Land), and Deputy Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Rehabilitation Settlement Scheme—Compensation to *tabe-marzi* tenants of Nabha, Faridkot and Kapurthala States thereunder.

I. U. Khan, Esquire, C. S. P., Rehabilitation Commissioner (Land), Punjab.

INSTANCES have come to notice in which certain *tabe-marzi* tenants of the Maharajas of Nabha, Faridkot and Kapurthala States were cultivating the State-owned lands and were enjoying a status corresponding, more or less, to that of occupancy tenants in as much :—

1. they could not be ejected by the landlords at will (Maharajas);
2. they paid no rent to the landlords (Maharajas);

3. their lands passed to their own heirs and not to the landlords (maharajas),

4. they could mortagage and even sell their tenancies , and

5. they could sublet their lands,

though they had not actually acquired the tittle of occupancy tenants. Government have considered the question of the determination of the rights of these *tabe-marzi* tenants of the States in question for the purposes of allotment of land under the Rehabilitation Resettlement Scheme and have decided that such tenants who are holding state-owned lands without payment of any rent, *i.e.*, were paying land revenue and cesses only should be treated as occupancy tenants under section 5(1) (a) of the Punjab Tenants that while the others who were cultivating the state-owned lands and were paying more than revenue and cesses should be treated as occupancy tenants under sections 6 and 8 *ibid.*

2. You should accordingly compensate these tenants of the above categories in accordance with the scale prescribed in the Press Note of 30th August 1952, a copy of which was forwarded with the Punjab Government circular memorandum No. 6048-R(L), dated the 16th September, 1953. In case where a *tabe-marzi* tenant has been deprived of his temporary allotment, it shouls be revised and restored to him in accordance with the above decision.

3. The claim forms of these *tabe-marzi* tenants of the States in question should be returned to the Central Record Officer, Lahore, for information and for issuing fresh *fardat haqiat.*

No. 3053-55/4361-R(L), dated Lahore, the 9th April 1955

A COPY is forwarded to (1) all Commissioners of Divisions in the Punjab, for information, (2) all Additional Deputy Commissioners in the Punjab, for information and necessary action, and (3) Officer on Special Duty (Central Record Room), Lahore, for information and necessary action. He should please requisition the claim forms of these *tabe-marzi* tenants of the States in question from the respective districts/colonies and issue fresh *fardat haqiat* immediately.

APPENDIX VII

Memorandum No. 965-55/4619-R(L), dated Lahore, the 15th April 1955

From—S.A. Latif, Esquire, P.C.S., Deputy Rehabilitation Commissioner (Land), and Under-Secretary to Government, Punjab Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, and (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Rehabilitation Settlement Scheme—Distinction between allottees and non-allottees.

REFERENCE—In continuation of paragraph 1 of Punjab Government circular memorandum No. 14730-54/170-R(L), dated the 10th January 1955

I. U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab

IN amplification of the in structions contained in paragraph 2 of Punjab Government circular memorandum No. 831-R(L), dated the 5th February 1953, it is clarified that for determining the status of widows, un-married daughters and minors as allottees for the purposes of allotment' of land under the Rehabilitation Settlement Scheme, the term "relatives' implies brothers, sisters, uncles, mothers, firsts cousins and guardians in the case of minors.

To the Deputy Commissioner, Lahore—This disposes of your memorandum No. 396/S/ADCR, dated the 21st February 1955.

No. 965-55/4620-R(L), dated Lahore, the 15th April 1955

A COPY is forwarded to (1) all Commissioners of Divisions in the Punjab, for information, and (2) all Additional Deputy Commissioners in the Punjab, for information and guidance, in continuation of Punjab Government endorsement No. 14786-54/171-R(L), dated the 10th January 1955.

APPENDIX VIII

Memorandum No. 12545-54/4887-R(L), dated Lahore, the 20th April 1955

From—S. A. Latif, Esquire, P.C.S., Under-Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners and Additional Deputy Commissioners, in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, and (4) Assistant Colonization Officer Haveli Project, Multan.

Subject—Revision of allotments —Payment of *batai* thereunder.

REFERENCE—Punjab Government memorandum No. 10237-R(L), dated the 5th December 1955.

I.U. Khan, Esquire, C. S.P., Rehabilitation Commissioner (Land), Punjab.

IT had been represented that orders of the Rehabilitation Commissioner (Land) were generally given effect to, in districts, rather tardily with the result that the claimants whose appeals were accepted could not get *batai* from the date of the decisions of the appeal. This question has been considered and it has been decided that if an appeal or revision was accepted, the allottee benefited by such an ac ceptance should be entitled to get produce from the date of the order. In cases however, where the appeal or revision was rejected, the allottee should be considered entitled to get produce from the date of the original order or the order of the appellate authority, as the case may be.

2. The Rehabilitation Commissioner (Land) had further decided that you should please ensure that all orders in this respect are carefully implemented.

No. 12545-54/4888-R(L), dated Lahore, the 20th April 1955

COPIES are forwarded to all Commissioners of Divisions in the Punjab, for information.

APPENDIX IX

Memo. No. 4737-55/4937-R(L), dated Lahore, the 22nd April 1955

From—Rai Sher Muhammad Bhatti, P.C.S., Additional Rehabilitation Commissioner (Land) and Deputy Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, and (4) Assistant Colonization Officer, Haveli, Project, Multan.

Subject—Disposal of property abandoned by refugees in Pakistan.

I.U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

IT has been brought to the notice of the Rehabilitation Commissioner (Land) that some refugees, who owned land in India, are transferring rights in such property by sale, mortagage or gift to their relatives in Pakistan with a view to getting them declared as owners and thus to enable them to seek allotments in Pakistan. The Rehabilitation Commissioner (Land) is pleased to decide that transactions of this nature should not be recognised for the purpose of making allotments of agricultural property in this Province which should be confined to such persons, who, in the prescribed area, owned land or held occupancy or other rights of a similar nature in land,—*vide* clause (2) of Chapter II, Part I of the Printed Resettlement Scheme.

2. These instructions should be brought to the notice of all concerned for careful compliance.

No. 4737-55/3938-R(L), dated Lahore, the 22nd April 1955

A COPY is forwarded to (1) Commissioners of Divisions, in the Punjab, for information, (2) Additional Deputy Commissioners in the Punjab for information and guidance.

No. 4737-55/4939-R(L), dated Lahore, the 22nd April, 1955

A COPY is forwarded to the Rehabilitation Commissioner (General), Punjab, Lahore for issuing similar instructions in regard to houses, shops and factories.

SECRET

APPENDIX X

Memorandum No. 1644-55/5546-R(L), dated Lahore, the 7th May 1955

From—S.A. Latif, Esquire, P.C.S., Deputy Rehabilitation Commissioner (Land) and Under-Secretary to the Financial Commissioners, Resettlement and Colonies, Punjab.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, and (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Mutation of sale, gift, etc., of land held by or on behalf of non-Muslims sanctions thereof.

REFERENCE—Secret circular memorandum No. 7350-R (L), dated 19th September 1951

I.U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

IT has come to the notice of the Rehabilitation Commissioner (Land) that in spite of the explicit instructions circulated with this office secret memorandum No. 7350-R(L), dated 19th September 1951, non-Muslims, who embraced Islam after partition, are still dispossing of their landed property as well as their houses and are leaving for India. Your attention is, therefore, again drawn to the necessity of ensuring careful compliance with the instructions referrred to above in future.

To the Deputy Commissioner, Montgomery—A duplicate copy of this office memorandum under refernce is enclosed for guidance and strict compliance with the instructions.

No. 1644-55/5547-R(L), dated Lahore, the 7th May 1955

A COPY is forwarded to (1) all Commissioners of Divisions in the Punjab, with refernce to this office endorsement No. 7351-R(L), dated 19th September 1951, for information, (2) all Additional Deputy Commissioners in the Punjab, for information and strict compliance, and (3) Inspector-General of Registration, Punjab, Lahore, for necessary action so far as Registrars are concerned. A copy of circular memorandum No. 7350-R(L), dated 19th September 1951, is also enclosed herewith.

APPENDIX XI

PRESS NOTE

GOVERNMENT have noted with concern a tendency among certain refugee landowners to seek allotment of land on the baiss of bogus or interpolated claim-forms. In this connection attention of all concerned is invited to section 7(a) of the West Punjab Refugee (Registration of land claims) Act, 1949, according to which any person who submits in respect of his claim any information which he knows to be false or does not believe to be true shall be punishable with rigorous imprisonment which may extend to five years or with fine up to Rs. 5,000 or both.

All those who have got allotments on the basis of interpolated on bogus claims and also those who have got more than what was due to them are hereby warned to surrender voluntarily such allotments before the 1st June 1955. Severe action will be taken according to the provisions of the Law in all cases that come to light after this date.

No. 14970-54/5744-R(L), dated Lahore, the 12th May 1955

A COPY is forwarded to the Director, Public Relations, Punjab, Lahore, for favour of wide publicity.

No. 14970-54/5845-R(L), dated Lahore, the 12th May 1955

COPIES are forwarded to (1) all Deputy Commissioners in the Punjab (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nil Bar Colony, Pakpattan, and (4) Assistant Colonization Officer, Haveli Project, Multan, for information and necessary action.

No. 14970-54/5747-R(L), dated Lahore, the 12th May 1955.

A COPY is forwarded to all Commissioners of Divisions in the Punjab for information.

No. 14970-54/5747-R(L), dated Lahore, the 12th May 1955

A COPY is forwaded to the Officer on Special Duty (Central Record Room), Lahore, for information.

APPENDIX XII

Memorandum No. 4736-55/5843-R(L), dated Lahore, the 14th May 1955

From—S.A. Latif, Esquire, P.C.S., Deputy Rehabilitation Commissioner (Land) and Under-Secretary to Government, Punjab, Resettlement and Colonies, Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Developmtent Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, and (4) Assistant Colonization Officer, Havel Project, Multan.

Subject—Rehabilitation Settlement of refugees on land.

I.U. Khan, Esquire, C.S.P. Rehabilitation Commissioner (Land), Punjab

INSTANCES have been brought to the notice of the Rehabilitation Commissioner (Land) where a particular member of a family was omitted to be entered in the *Fard Taqsim* at the time of temporary allotment and is now being treated as a non-allottee for the purposes of allotment of land under the Rehabilitation Settlement Scheme though he had settled in the same chak and had originally registered his claim form there as well.

2. In this connection it is observed that there should be no difficulty in treating a particular member of a family as an allottee where his name stood specifically mentioned in the *Fard Taqsim*. In case where only the number (and not the names) of the family members is given, it should be possible to ascertain the status of a particular claimant by a local enquiry which may be conducted personally by the officer competent to finalise an allottment. Claimants who cannot prove that they were included as members of an allottee family should not be treated as allottees even though they may be closely related to the head of the family whose names appear as an allottee in the *Fard Taqsim*.

No. 4736-55/5844-R(L), dated Lahore, the 14th May 1955.

A COPY is forwaded to (1) all Commissioners of Divisions in the Punjab, for information, and (2) all Additional Deputy Commissioners in the Punjab, for informaion and guidance.

APPENDIX XIII

Memorandum No. 5524-55/6013-R(L), dated Lahore, the 19th May 1954

From—S.A. Latif, Esquire, C.S.P., Under-Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners and Additional Deputy Commissioners in the Punjab, (2) The Thal Development Officer, Jahaurabad, (3) The Colonization Officer, Nili Bar Colony, Pakpattan, and (4) The Assistant Colonization Officer, Haveli Project, Multan.

Subject—Allotment of urban agricultural land.

I.U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

THE Rehabilitation Commissioner (Land), Punjab, is pleased to order that the rural allotments made to the urban claimants in lieu of their claims should not be disturbed till further orders.

No. 5524-55/6014-R(L), dated Lahore, the 14th May 1954

COPIES are forwardd to all Commissioners of Divisions in the Punjab, for information.

APPENDIX XIV

Memorandum No.7584-55/6027-R(L), dated Lahore, the 21st May 1955

From—S.A. Latif, Esquire, P.C.S., Deputy Rehabilitation Commissioner (Land) and Under-Secretary to Government, Punjab, Resettlement and Colonies Department.

To.—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, and (4) Assistant Colonization Officer Haveli Project, Multan.

Subject—Rehabilitation Settlement Scheme—Determination of the rights and status of certain tenants-at-will of some specified Indian States.

I.U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

IT has been brought to the notice of the Rehabilitation Commissioner (Land) that the instructions contained in clause 37 of Chapter I, Part II of the printed Scheme are not being adhered to and the refugee tenants-at-will of the Indian States mentioned therein, cultivating their holdings for twelve years or more, are not being given rights under the Rehabilitation Settlement Scheme. Your attention is accordingly drawn to the necessity of ensuring careful compliance with the instructions referred to above in future.

No. 7584-55/6028-R(L), dated Lahore, the 14th May 1955.

A COPY is forwarded to (1) all Commisioners of Divisions in the Punjab, for information, (2) all Additional Deputy Commissioners in the Punjab for information and strict compliance.

APPENDIX XV

Memorandum No. 4740-55/6029-R (L), dated Lahore, the 21st May'1955

From—A.S. Latif, Esquire, P.C.S., Under-Secretary to Government, Punjab, Resettlement and Colonies Department

To—(1) All Deputy Commissioners in the Punjab, (2) Colonization Officer, Nili Bar Colony, Pakpattan, (3) Assistant Colonization Officer, Haveli Project, Multan, and (4) Thal Development Officer, Mianwali.

Subject—Registration of fresh claim forms in the congested district

REFERENCE—Continuation of Punjab Government circular memorandum No. 963-54/995-R(L), dated the 27th January 1954.

I.U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

THE Rahabilitation Commissioner (Land), Punjab observes that widows and orphans who have recently reached this province after recovery

from India deserve special treatment with regard to the registration of their land claim forms in congested districts of this Province. He has accordingly directed that such persons, who could not register their land claim forms due to their peculiar circumstances, should now be allowed to register them in the congested districts provided their near relatives and guardians had already secured allotments there under the Rehabilitation Settlement Scheme.

2. Each case of this category should, however, be referred to the Rehabiliatation Commissioner (Land) for orders. The date of entries of the persons concerned in Pakistan should be ascert ained and specified in eachcase.

No. 4740-55/6030-R(L), dated Lahore, the 21st May 1955

Copies are forwarded to (1) all Commissioners of Divisions and (2) all Additional Deputy Commissioners in the Punjab, for information, in continuation of Punjab Government circular memorandum No. 963-54/996-R (L), dated the 27th January, 1954

IMMEDIATE

APPENDIX XVI

Memo. No. 2768-54/6987-R(L), dated Lahore, the 18th June 1955

From—S. A. Latif, Esquire, P.C.S., Deputy Rehabilitation Commissioner (Land) and Under-Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioner and Additional Deputy Commissioners in the Punjab, (2) The Thal Development Officer, Jauharabad, (3) The Colonization Officer, Nili Bar Colony, Pakpattan, and (4) The Assistant Colonization Officer, Haveli Project, Multan.

Subject—Method of calculating rent under the Rehabilitation Settlement Scheme.

I.U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

It is evident that the existing method of calculating the rent for evacuee agricultural lands as a multiple of the land revenue involves considerable labour because the land revenue varies from harvest in the areas under fluctuating assessment. Consequently it is necessary to work out calculations and to prepare elaborate demand statements a fresh at each harvest.

2. To facilitate matters, the Rehabilitation Commissioner (Land), Punjab, has decided that with effect from Rabi, 1954, the present system of assessing rent as a multiple of land revenue should be converted into a fixed cash rent, which should be charged at the rate fixed for all times to come. The following new method has, therefore, been approved of for calculating the cash rent, with effect from Rabi, 1954:—

"Rent should be three times the incidence of land revenue assessed on each class of soil under fixed assessment. However, in areas under fluctuating system, the rent should be three times the incidence to be worked out according to the following formula:—

Total land revenue of each assessment circle divided by the total number of produce index units of every class of soil in that circle, multiplied by the total number of produce index units allotted whether under the Rehabilitation Settlement Scheme or on temporary basis".

3. This means that in cases in which the land is under fixed assessment, the cash rent will be fixed (where chargeable to the extent of the areas under temporary allotments) at the rate of three times the land revenue of the land allotted. But in the areas under fluctuating assessment, the cash rent will be worked out in the following manner:—

The total fluctuating land revenue of an assessment circle of the year 1943-44 will be divided by the total number of produce index units of

every class of soil under fluctuating assessment in that circle. This will give the incidence of land revenue per produce index unit. The annual cash rent (recoverable in two equal six monthly instalments) in each case will be three times the indidence thus worked out, as mutliplied by the number of produce index units allotted in each case.

4. It should please be noted that :—

(a) this new method of calculating the cash rent will be applicable only with effect from Rabi, 1954. For all the previous harvest, the rent will be calculated and charged as usual at the rate of three times and six times at the land revenue, as the case may be ;

(b) unlike the previous decision according to which rent is chargeable from the refugee allottees and the pre-partition local tenants of the evacuee landlords at the rate of three times and six times the land revenue, respectively, the cash rent under this new scheme will be calculated and charged in respect of both the categories at a uniform rate of three times the incidence worked out in accordance with the method explained in paragraph 2 above.

(c) under the new method as also under the old system, the rent allotted under the Rehabilitation Settlement Scheme, although no rent (other than land revenue and cesses, etc. will be recovered actually with effect from Kharif, 1951 to the extent of the areas allotted under the Rehabilitation Settlement Scheme, in accordance with paragraph 4 of the Punjab Government memorandum No. 8285-R(L), dated the 25th October 1951. The reason is that formal accounts of rent have to be maintained even in respect of areas allotted under the Rehabilitation Settlement Scheme. This formal assessment in respect of the areas allotted under the Scheme is intended to be made simply to show how much rent is due to the evacuee owners in each case;

(d) the rent to be worked out according to this new method during Rabi, 1954 will be repeated in all the subsequent harvests. This will eliminate the necessity of calculating the rent at each harvest afresh.

5. The following forms (copies enclosed) have been prescribed for use under this new scheme:—

Form No. I (a)—The statement to be prepared in this form will form the permanent record of the patwari. It will be used with effect from Rabi, 1954 and in all subsequent harvests. Columns 1—15 of the same will be completed in Rabi, 1954. There after only the rent recoverable will be incorporated in the relevant columns of each harvest. But if any change is necessary in any subsequent harvest in regard to the particulars shown in columns 5—8, that may be made by making an entry about the amended particulars in red ink under the relevant harvest.

Form No. I(b)—The statements in this form will be prepared by the patwari on the basis of the entries made in form No. 1(a). It will be sent to the Tahsil Wasil Baqi Nawis, who will create the demand on the basis of the same. This will also help the SWBN to watch the progress of recovery work. It will be prepared each harvest.

Form No. I (c)—The statement in this form will also be prepared by the patwari on the basis of the statement in form No. 1 (a) each harvest and will be forwarded to the Deputy Rehabilitation Commissioner (Urban) of the district/colony concerned. He will post the figures of demand on its basis. It may be mentioned that while full details will be furnished to the Deputy Rehabilitation Commissioner for the first harvest (Rabi, 1954), will not be necessary to furnish all these details to him in the subsequent harvests in the case of the khewats in which no chahge takes place. In cases in which any change takes place, it will suffice to give only the particulars of the khata amended. The Deputy Rehabilitation Commissioner will presume that all the other khatas are intact and are only to be repeated in accordance with the original assessment list sent to him for Rabi, 1954.

Form No. II—This is the old rent form No. 2 and will be used as *Dhal Bachh* for collection of rent by the lambardar.

Form No. III—The statement to be prepared in this form will be handed over by the patwari to the lambardar whenever he goes to the tehsil headquarters to deposit any amount of rent. The lambardar will deposit the amount on the ordinary dakhla form and will shew to the patwari his copy of the dakhla form signed by the Treasury Officer or Sub-Treasury Officer. The patwari will keep a note of the date of credit of the amount in question for the completion of the statement in form IV.

Form No. IV—At the close of each harvest the patwari will prepare a statement in form No. IV in duplicate showing the recoveries made in an estate and the amounts credited to the treasury. One copy of this statement will be sent to the Deputy Rehabilitation Commissioner through the Tahsildar who will endorse the same in token of the correctness of the credit of the amounts. It should be remembered that the serial Nos. to be given in the assessment lists will not be changed on any account, as the entries will be made by the Deputy Rehabilitation Commissioner in respect of the collections on the basis of these numbers.

6. You are requested to please submit immediately and in no case later than 15th July 1955, your requirements of these new forms. Arrangements will be made for their printing in Urdu at the Government Press on receipt of your indents.

7. It has been decided that a schedule should be prepared on a provincial scale about the incidence of land revenue for the areas under fluctuating assessments in each assessments circle and supplied to the districts to ensure the correct working out of the incidence in the case of areas under fluctuating system. You are, therefore, requested please to submit also the following information in respect of your district/colony so as to reach this office by 15th July 1955 at the latest:—

District/ Colony	Tehsil	Assessment Circle	Class of soil as in the produce index	Area in acres			Total fluctuating land revenue for the year 1943-44. (To be given for all classes of soil combined)
				Fixed (*i*)	Fluctuating (*ii*)	Total (*iii*)	
1	2	3	4	5	6	7	8

8. As already explained these new forms will be used for calculating rent under the new method with effect from Rabi, 1954 only. The assessment of rent form Kharif, 1951, to Kharif, 1953, should, however, please be done in the old rent form No. I, circulated with the Punjab Government memorandum No. 1956-R(L), dated the 14th May 1948 or in the form circulated with the Punjab Government memorandum No. 7107-R(L), dated 9th September 1953, after making necessary amendments in respect of the harvests. The latter form may be used by all such districts/colonies as have not so far prepared assessment lists for Kharif, 1951 and the subsequent harvests. The remissions, where due to the extent of the areas allotted under the Rehabilitation Settlement Scheme from Kharif, 1951 to Kharif, 1953, will be given by means of refunds in accordance with the produce laid down in memorandum No. 868-54/4144-R(L), dated the 3rd April 1954.

9. As soon as any amount of rent is credited in the treasury, one copy of the Dakhla Form (Treasury Challan) signed by the Treasury Officer or Sub-Treasury Officer, as the case may be, should, as a rule ,be sent to the Deputy Rehabilitation Commissioner (Urban) concerned either by the Deputy Rehabilitation Commissioner (Land) or the Treasury Officer. It would also be necessary to give the serial No. of the Assessment List on form I (C) on the Dakhla form for facility of reference. The amount of deduction shown in column 8 (a) of form No. IV on account of malikana should invariably be supported by actual payees' receipt, in accordance with the instructions

contained in Punjab Government memorandum No. 9465-54/1001-R(L), dated the 28th January 1954.

10. The whole work should please be done carefully and under a proper plan. It would be better, however, that before the assessment work is actually taken in hand under the new scheme, the entire field staff is collected at the tahsil headquarters and necessary instructions are given to them in regard to the new scheme and the preparation of the various statements thereunder. Your will also be at liberty to utilize the services of the Special Tahsildars (Rent) of your respective divisions in cases of any special difficulty in understanding the new scheme.

No. 2764-54/R(L), dated Lahore the 18th June 1955

Copies, with enclosures, are forwarded to (i) all Custodians, Evacuee Property, Punjab, (ii) the Rehabilitation Commissioner (General) Punjab (with 25 spare copies), (iii) all Commissioners of Divisions in the Punjab, (iv) the Tahsildars on Special Duty (Rent), Deputy Commissioners' Offices, Lahore, Rawalpindi and Multan, (v) Finance Department/Accountant-General, Pubjab, for information, (vi) all Revenue Assistants, Additional Revenue Assistants, (vii) all Tahsildars and Additional Tehsildars in the Punjab, for information and necessary action.

For the Tahsildars on Special Duty (Rent) only—They are requested to please visit all the districts within their respective circles by rotation and see that the work is done correctly and expeditiously. They are requested also to ensure that the information asked in paragraphs 6 and 7 of this letter is submitted by all concerned before the prescribed date.

FORM I (A)

Assessment list of Cash Rent to be maintained by the Patwari

Chak or Village __________ *Assessment Circle* __________ *Patwari Circle* __________ *Tehsil* __________ *District*

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15														
Serial No.	Full name of evacuee owner mortagagee with parentage caste and shares, etc.,	Khewat No.			AREA IN ACRES				KHARIF 1951						RABI 1952							KHARIF 1952						
									Rent Chargeable						*Rent Chargeable*							*Rent Chargeable*						
									On Land permanently allotted																			
			Total area in acres with details of soils	Name of the allottee or tenant	Allotted permanently to the extent of verfied claim	Allotted on tempory basis	Unallotted	Total actual demand of land revenue and cesses due from the revenue	Total rent	Remission to the extent of verified claim	Net recoverable rent (i.e. land revenue and cesses)	On land temporary allotted	On unallotted area	Total of recoverable rent Total of column (d), (e) and (														
								(a)	(b)	(c)	(d)	(e)	(f)	(g)	a	b	c	d	e	f	g	a	b	c	d	e	f	g

FORM I (B)

Assessment list of Cash Rent to be furnished by the Patwari to the Tehsil Wasil Baqi Nawis for each harvest

Chak or Village ________ *Hadbast No.* ________ *Assessment Circle* ________ *Tehsil* ________ *District* ________ *Harvest* ________

1	2	3	4	5	6	7	8	9	10	11	12
Name of *Lambardar*	Total rent due evacuee owner, etc.	DEDUCTIONS TO BE MADE ON ACCOUNT OF SUM DUE TO THE EVACUEE, OWNERS, ETC.							Total deduction	Net amount of rent to be credited to the evacuee accuunt	REMARKS
		Collection charges			*Administration charges at 10%*	*Government dues*					
		2 %		$1\frac{1}{2}$ %							
		Payable to *Lambardar* on rent portion of the demand	Creditable to Provincial Government on the portion representing demand of land revenue & cesses			Land Revenue	Cesses	Other Government dues			

FORM I (C)

Assessment list of Cash Rent to be furnished by the Patwari each harvest to the Tehsil Wasil Baqi Nawis for transmission to the Deputy Rehabilitation Commissioner.

Chak or Village __________ *Assessment Circle* __________ *Patwaris' Circle* __________ *Tehsil* __________ *District* __________ *Harvest* __________

1	2	3	4	5	6	7	8	9	10	11	12	13	14
			AREA IN ACRES WITH ACTUAL DEMAND OF LAND REVENUE AND CESSES DUE FROM THE EVACUEE				RENT CHARGEABLE						
							On lnad permanently allotted						
Serial No.	Name of Evacuee owner, mortagagee, etc., with parentage and shares	Khewat No.	Allotted permanently to the extent of verified claim.	Allotted on temporary basis	Unallotted	Total	Total rent	Remission to the extent of verified claim	Net recoverable rent (Land revenue and Cesses)	On land temporarily allotted	On unallotted area in possession of the unauthorised persons	Total recoverable rent (Column 11 to 21)	REMARKS

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Pt-XIV

FORM No. II

In Duplicate

DEMAND LIST FOR RABI/KHARIF

Chak/Village ______________________, Patti ______________________

District ______________________, Tahsil ______________________, Patwar Circle __________

Name of Lambardar ______________________

Serial No. per assessment list	Name of evacuee owner	Name of lessee or tenant	Amount of rent due	REMARKS
1	2	3	4	5

FORM III

Form of Arz Irsal to be prepared and furnished by the Patwari to the Lambardar for depositing the rent collections

*Harvest*________________ *Village*________________ *Name of Lambardar*________________

Total amount of rent collected	2% deductions made by the lambardar on the rent portion of the collection	AMOUNT REMITTED FOR CREDIT INTO THE TREASURY								
		2 % collection charges on the portion of rent representing land revenue and cesses creditable to Provincial Government	Land Revenue	Cesses including Muhajir Cess, etc.,	1½% deduction for services rendered to Evacuee Estate	10% on account of Administrative Charges	Agricultural Income-tax	Other Government dues	To be credited to evacuee accounts	Total

FROM IV

Intimation of rent to the Deputy Rehabilitation Commissioner by the Patwari, through Tehsil Wasil Baqi Nawis at the close of each harvest

Village ______ *Tehsil* ______ *District* ______ *Treasury or Sub-Treasury* ______

1	2	3	4	5	6	7	8	9	10	11	12		13
Serial No. Assessment list on Form 1 (C)	Total rent due for the holding as entered in column 13 of Form 1 (C)	Total rent Collected	Deduction made on account of						Total deductions	Net amounts credited to evacuee accounts	No. and date of Treasury challan for credit		Remarks
			Administration charges at 10% the amount collected	Collection charges at $3\frac{1}{2}$ % on the amount collected	Land revenue	Cesses	(a) Other Government dues	(b) Malikana to Muslim landlords of non-Muslim occupancy tenants			No.	date	

Memorandum No. 11292-54/7125-R(L), dated Lahore, the 23rd June 1955

From—Inayat Ullah, Esquire, C.S.P., Additional Rehabilitation Commissioner (Land) and Deputy Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, and (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Rehabilitation Settlement Scheme—Compensation to *malguzars* thereunder.

I.U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab

THE questions of the determination of the rights of *malguzars* for the purposes of allotment of land under the Rehabilitation Settlement Scheme is under consideration and will take some time to arrive at a final decision. The Rehabilitation Commissioner (Land) has been pleased to order that *malguzars* may in the meantime be treated as occupancy tenants under section 5(1)(a) of the Punjab Tenancy Act.

No. 11292-54/7126-R(L), dated Lahore, the 23rd June 1955

A COPY is forwarded to (1) all Commissioners of Division in the Punjab, for information, (2) all Additional Deputy Commissioners in the Punjab, for information and guidance, (3) Officer on Special Duty (Central Record Room), Financial Commissioners' Office, Lahore, with the request that, (i) the relationship between the *malguzars* and the owner, and the rent, if any, paid by the former to the latter may be ascertained after a comparison of the records at the border, (ii) pending the suggested comparison of the records, the land may not be verified in favour of the land-owners, and (iii) the land may be permitted to be verified *provisionally* in favour of the *mal guzars*.

APPENDIX XVIII

Memorandum No. 15411-54/6977-R(L), dated Lahore, the 18th June 1955

From—S.A. Latif, Esquire, P.C.S., Under-Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All the Deputy Commissioners and Additional Deputy Commissioners in the Punjab, (2) Colonization Officer, Nili Bar Colony, Pakpattan, (3) Assistant Colonization Officer, Haveli Project, Multan, and (4) Thal Development Officer, Mianwali.

Subject—Disposal of undelivered claim forms.

IT has been observed that certain refugees have not as yet collected their *fardat haqiats* from the *halqa* patwaris in respect of their claim forms registered by them to the district of their choice. Not only this but considerable number of claim forms requiring further elucidation from the claimants, on objections recorded by the Central Record Room, are lying undisposed of with the local officers for a long time simply for the reason that the claimants concerned have either left the district where they had originally registered their claim forms or their whereabouts are not known to the revenue field staff. In this connection Rehabilitation Commissioner (Land) has decided that the list of undelivered claim forms should be prepared and published by you in the local and provincial news papers through the Director of Public Relations, Punjab, advising such refugees, in their own interest to contact the district revenue authority without further delay for either collecting their *fardat haqiats* or otherwise imparting necessary information for the disposal of their cases. You should also fix a specified period for receiving the claim forms whereafter the claim forms should be filed according to the estates in which they had been originally regisetered or subsequently transferred. You are also directed to display a list of the names of all such claimants on the office notice boards and also to instruct the field staff under their control to help such refugees in the matter when they approach for obtaining the information.

APPENDIX XIX

SECRET/IMMEDIATE.

Memorandum No. 691-55/687-R(L), dated Lahore, the 24th January 1955

From—S.A. Latif, Esquire, P.C.S., Under-Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Punjab, (2) Colonization Officer, Nili Bar Colony, Pakpattan, (3) Thal Development Officer, Mianwali, and (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Evacuee Property in the Punjab.

IT is requested that the details of all evacuee houses exceeding **Rs. 10,000 in value** lying in the rural areas of your district/colony **should be forwarded** to this department in the enclosed *pro forma* by the **25th February 1955, without** fail.

***No. 691-55/688-R(L)**, dated Lahore, the 24th January 1955*

A COPY is forwarded to all Commissioners of Divisions in the **Punjab**, for information.

LIST OF URBAN EVACUEE PROPERTIES AND HOUSES IN RURAL AREAS WHOSE VALUE IS MORE THAN Rs. 10,000 IN EACH CASE CONSIERED SUITABLE FOR DISPOSAL

No.	Description of property whether house, shop, factory godwon, etc.	Location with the name of the urban area, tehsil and district, survey No. street road, mohallah, etc.	Details of accommodation total area, covered area, tenement,s etc.	Condition of property	Name of evacuee owner	Name of occupants, if any, whether refugee or otherwise	Monthly rent	Present estimated value of the property	Reason for treatment as uneconomic property
							Rs. A. P.	Rs. A. P.	

APPENDIX XX

Memorandum No. 14040-54/487-R(L), dated Lahore, the 20th January 1955

From—S.A. Latif, Esquire, P.C.S., Under-Secretary to the Financial Commissioners, Resettlement and Colonies, Punjab.

To—The Deputy Commissioners, Lahore, Sialkot, Gujranwala, Sheikhpura, Montgomery, Multan, Lyallpur, Jhang, Muzaffargarh and Gujrat.

Subject—Sites for new abadies for residents of submerged village.

REFERENCE—In continuation of this office memorandum No. 854-R(L), dated the 5th February 1952.

I. U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

THE Rehabilitation Commissioner (Land) is pleased to order that the instructions in the memorandum referred to above will also apply to the allotment of evacuee land to those residents of the villages whose abadies were washed away by the flood of 1954.

No. 14040-54/488-R(L), dated Lahore, the 20th January 1955

A COPY is forwarded to all Commissioners of Divisions in the Punjab, for information, in continuation of this office endorsement No. 855-R(L), dated the 5th February 1952.

No. 14040-54/489-R(L), dated Lahore, the 20th January 1955

A COPY is forwarded to the Deputy Commissioner, Shahpur, for necessary action, in continuation of this office endorsement No. 856-R(L), dated the 5th February 1952. This disposes of his memorandum No. 984/S.O., dated the 19th November 1954.

APPENDIX XXI

Memorandum No. 13335-54/1442-R(L), dated Lahore, the 16th February 1955

From—Inayat Ullah, Esquire, C.S.P., Deputy Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners in the Pnjab, (2) The Thal Development Officer, Mianwali, (3) The Colonization Officer, Nili Bar Colony, Pakpattan, and (4) The Assistant Colonization Officer, Haveli Project, Multan.

Subject—Recovery of rent and penalty in cases of unauthorised cultivation of evacuee agricultural land.

REFERENCE—Punjab Government circular memorandum No. 2188-R(L), dated the 21st March 1952.

I. U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

A QUESTION had arisen whether a uniform cash rent and penalty should be fixed for being charged from the unauthorised cultivators of the evacuee agricultural land, so as to ensure uniformity of procedure in the whole of the Province. This question has been considered by the Rehabilitation Commissioner (Land), who has decided that there is no need to fix any uniform cash rent and penalty to deal with such cases. The Deputy Rehabilitation Commissioners should deal with each case on its own merits. It should, however, be ensured that the necessary rents and penalties are fixed in this respect strictly in accordance with the provisions of clause (ddd) of subsection (2) of section 8 of the Pakistan Rehabilitation Ordinance, 1948. It should please be further ensured that no evacuee land remains under un-authorised cultivation and action to eject the unauthorised cultivators is taken immediately.

2. The amounts to be recovered as rent from the unauthorised cultivators should invariably be accounted for in the Rent Statements and in

Dhal Bachhes and credited to the Evacuee's head of account after making the necessary deductions on account of Collection and Administration Charges, etc. The amounts to be recovered from them as penalty shall, however, be credited under the head "XLVI-Miscellaneous—Other Fees Fines and Forfeitures—Other items".

No. 13335-54/1443-R(L), dated Lahore, the 16th February 1955

Copies are forwarded to all Commissioners of Divisions in the Punjab, and the Tahsildars on Special Duties (Rent), Deputy Commissioners' Offices, Lahore, Rawalpindi and Multan, for information.

APPENDIX XXII

Memorandum No. 15389-54/4512-R(L), dated Lahore, the 13th April 1955

From—S. A. Latif, Esquire, P.C.S., Under-Secretary to Government, Punjab, Resettlement and Colonies Department.

To—(1) All Deputy Commissioners and Additional Deputy Commissioners in the Punjab, (2) The Thal Development Officer, Mianwali, (3) The Colonization Officer, Nili Bar Colony, Pakpattan, and (4) The Assistant Colonization Officer, Haveli Project, Multan.

Subject—Temporary allotments of evacuee land.

REFERENCE—Punjab Government memorandum No. 11509-53/8100-*R* (L), dated the 16th September 1954.

I. U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

MANY cases have come to notice in which the Rehabilitation Commissioner (Land) had passed orders for temporary allotment of evacuee land to certain categories of refugees for maintenance purposes, on special grounds. The orders in question had been passed in most cases much before the issue of the memorandum under reference. The allotments, however, could not be made by the district officers for one reason or the other, till the memorandum under reference was issued.

2. In many such cases, temorary allotments are now being refused by the district officers on the ground that the applicant is not eligible for a temporary allotment in accordance with the latest instructions. The Rehabilitation Commissioner (Land) has decided that orders passed for temporary allotments before 15th August 1954, should be implemented, even if the applicants are note ligible far temporary allotments under the latest orders.

No. 15389-54/4513-R(L), dated Lahore the 13th April 1955

COPIES are forwarded to all Commissioners of Divisions in the Punjab, for information.

APPENDIX XXIII

Memorandum No. 14639-54/5109-R(L), dated Lahore, the 23rd April 1955

From—S. A. Latif, Esquire, P.C.S., Deputy Rahabilitation Commissioner (Land) and Under-Secretary to the Financial Commissioner, Resettlement and Colonies, Punjab.

To—(1) All Deputy Commissioners in the Punjab, (2) Thal Development Officer, Mianwali, (3) Colonization Officer, Nili Bar Colony, Pakpattan, and (4) Assistant Colonization Officer, Haveli Project, Multan.

Subject—Temporary allotment of land to refugee cripples.

REFERENCE—In continuation of Punjab Government circular memorandum No. 9870-R(L), dated the 16th December 1952.

I. U. Khan, Esquire, C.S.P., Rehabilitation Commissioner (Land), Punjab.

THE Rehabilitation Commissioner (Land) has considered the question of the rehabilitation of refugee cripples who were the victims of the partition disturbances and has decided that this class of refugees may also be considered for allotment of evacuee agricultural land temporarily at the usual

prescribed scale in accordance with the scheme contained in Punjab Government circular memorandum under reference read with Punjab Government circular memorandum No. 1141-54/1755-R(L), dated the 13th February 1954, provided that they have no dependants to look after them in their infirmity. The temporary allotments to such refugees should be confined to such evacuee land which is excluded from Rehabilitation Settlement Scheme and is available for temporary allotment.

To the Deputy Commissioner, Montgomery only—This also disposes of your memorandum No. 692/ADC/P.B., dated the 4th December 1954.

No. 14639-54/5110-R(L), dated Lahore, the 23rd April 1955

A COPY is forwarded to all (1) Commissioners of Divisions, for information, (2) Additional Deputy Commissioners, in the Punjab, for information and guidance.

APPENDIX XXIV

IMMEDIATE

No. 6639-55/5896-R(L), dated Lahore, the 17th May 1955

Subject—Letter No. F.1(5)/55-R1, dated the 28th April 1955, from the Officer on Special Duty, Ministry of Refugees and Rehabilitation, Government of Pakistan, Karachi.

A COPY is forwarded to (1) all Commissioners of Divisions in the Punjab, for information, (2) all Deputy Commssioners and Additional Deputy Commissioners in the Punjab, (3) Thal Development Officer, Mianwali, and (4) Colonization Officer, Nili Bar Colony, Pakpattan, (5) Assistant Colonization Officer, Haveli Project, Multan, for information and strict compliance.

Under-Secretary to the Financial Commissioners, Resettlement and Colonies Punjab

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No. 6639-55/5898-R(L), dated Lahore, the 17th May 1955

A COPY is forwarded, for information, to the Officer on Special Duty Ministry of Refugees and Rehabilitation, Government of Pakistan, Karachi with reference to his letter quoted above.

Copy of letter No. F. 1 (5)/55-RI., dated the 28th April 1955, from F. K. Khan, Esquire, Officer on Special Duty, Ministry of Refugees and Rehabilitation, Government of Pakistan, Karachi, to the Rehabilitation Commissioner (Land), Punjab, Lahore.

Subject—Allotment of evacuee property to non-refugees.

I AM directed to address you on the above subject, and to say that the Central Government have decided that persons who are not refugees should not at all be entitled to temporary allotment of evacuee property. It would not, however, be wise to disturb the present temporary allottees for the time being, but no fresh allotments to locals be made in the future.

2. Necessary instructions may kindly be issued according to all concerned and they may be directed to comply with them strictly. A copy of your circular letter may be furnished to this Ministry at an early date.

136 FC—200—27-2-56—SGPWP Lahore.